



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2005 Senate Bill 349

**Senate
Amendment 2**

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Senate Bill 349 creates a new crime providing that a person who engages in an occupation or participates in a volunteer position that requires him or her to work or interact directly with children may not have sexual contact or sexual intercourse with a child who is 16 or 17 years old, who is not the person's spouse, and with whom the person works or interacts through that occupation or volunteer position. A person committing this act is guilty of a Class H felony. A person who engages in teaching children, child care, youth counseling, youth organization, coaching children, parks or playground recreation, or school bus driving is involved in an activity constituting *prima facie* evidence that the occupation or position requires him or her to work or interact directly with children.

Senate Amendment 2 amends the bill to provide that the new crime will apply only to a person who is at least 21 years of age and has sexual contact or sexual intercourse with a child who is 16 or 17 years old under the conditions described in the bill.

Legislative History

On November 9, 2005, the Senate adopted Senate Amendment 2 and passed Senate Bill 349 on voice votes.

RS:jal